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TELECOPY**PLEASE DELIVER AS SOON AS POSSIBLE****DATE:** December 4, 2006**TO:** TC 1600**FROM:** Michelle L. Cunningham**In re:** Pettis**Appl No.:** 10/560,039**Filed:**

August 28, 2003

For:METHOD OF CONTROLLING PHARMACOKINETICS OF
IMMUNOMODULATORY COMPOUNDS**Confirmation No.:** 6947**Group Art Unit:** 1648**Attachments:**

3.73(b) Statement (1 page)

Power of Attorney (1 page)

NO. OF PAGES: 3
(Including cover page)**OPERATOR:****IF NOT RECEIVED PROPERLY, PLEASE NOTIFY ME IMMEDIATELY AT (919) 862-2200****USER CODE:** LAKE**FAX NUMBER:** 571-273-8300**CLIENT/MATTER:** 035510/319546**REQUESTED BY:** Pam Lockley**VOICE NUMBER:**

DEC 04 2006

Attorney's Docket No. 035510/319546 (Formerly 11219-060-999)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Pettis
Appl No.: ~~10/560,039~~ 10/050,039 T.W.
Filed: August 28, 2003
For: METHOD OF CONTROLLING PHARMACOKINETICS OF
IMMUNOMODULATORY COMPOUNDS

Confirmation No.: 6947
Group Art Unit: 1648

STATEMENT UNDER 37 CFR 3.73(b)

Becton, Dickinson and Company is:

1. ☒ the assignee of the entire right, title and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above.
The assignment was recorded in the Patent and Trademark Office at Reel 014790, Frame 0437.

OR

- B. ☐ A chain of title from the inventor(s) of the patent application/patent identified above, to the current assignee as follows:

1. From: To:
The document was recorded in the Patent and Trademark Office at
Reel , Frame , or for which a copy thereof is attached.
2. From: To:
The document was recorded in the Patent and Trademark Office at
Reel , Frame , or for which a copy thereof is attached.

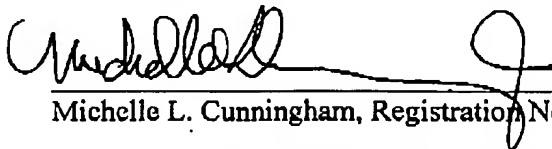
☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11

The undersigned is empowered to sign this statement on behalf of the assignee.

12/3/06

Date



Michelle L. Cunningham, Registration No. 51,072

Correspondence Address is Customer No. 47656 (Alston & Bird LLP)

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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:



Practitioners associated with the Customer Number:

47656

OR



Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) and are authorized to act on behalf of the Assignee in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Assignee Name and Address:

Becton Dickinson and Company
1 Becton Drive, MC 110
Franklin Lakes, NJ 07417-1880


A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name David W. Highet

Signature



Date SEP. 6, 2005

Title

Assistant Secretary

Telephone 201-847-5317

RTA01/2189517v1